Single Bench

(3)

C.F. (106)

In the Hon'ble High Court of Chhattisgarh at Bilaspur (C.G.)

W.P.No. 4353/2004.

Petitioner :- Dr. Kamlesh Shrivastava
Aged 49 yrs.,s/o Late Krishna kumar Shrivastava.
Designation- Senior Medical Officer
Posted at- Civil Dispensary Chhaoni Bhilai, Distt.-Durg C.G.

Versus

Respondents :- 1. State Govt. of Chhattisgarh through- the Secretary, Ministry of Public Health & Family Welfare dePartment, D.K.S.Bhavan, Raipur (C.G.)

2. Dr. S.K.Agrawal, Medical Officer Primary Health Center, Patan Distt. Durg (C.G.)

P.R. No. 4385/04 Presented by Shri Tendra dated 29/11/04

RECEIVED COPY 29/11/04 Clerk to A.G. Bilaspur

Writ petitioner under Articles 226 & 227 of the Constitution of India.

(19)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 4353 सन् 2004

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	11/01/2005: -	

Shri Ajay Shrivastava learned counsel for the petitioner.

Shri U.N.S. Dev, learned Govt. Advocate, for the State/respondents 1.

Heard.

The petitioner has challenged the validity of the order No.F-1-128/2004/17/1 dated 26/10/2004 by which he has been transferred from his present place of posting i.e. Civil Dispensary, Chhawani, Durg to Primary Health Centre, Patan, Durg.

Learned counsel appearing for the petitioner submits that the transfer has been shown to be on his own request, whereas the petitioner has never made any such request to the State Authorities. Further grievance of the petitioner is that his children are students of 6th and 10th standard in the local institution at Bhilai. Learned counsel very fairly states that the petitioner has filed a representation vide Annexure-P/2, but the authorities are not deciding the same. He further submits that ends of justice would be served if the State Authorities are directed to decide the said representation within the stipulated period.

Learned counsel appearing for the State/respondents has no objection to the prayer made by the learned counsel appearing for the petitioner.

The prayer made by the learned counsel appearing for the petitioner is allowed. It is directed that the representation which is filed vide Annexure-P/2 on 02/11/2004, if not decided so far, shall be

GL.PRJ—FS/350—12/2000—50,000.

(20)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 4353 सन् 2004

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	decided by the Secretary of the concerned department in accordance with law within a period of four weeks from the date of production of the certified copy of this order along with an additional copy of the petition filed before this Court. With the above direction, the writ petition stands disposed of. **Sd/-** **Sunil Kumar Sinha** **Judge**	

Gr. PRJ—FS/350—12/2000—50,000.